




The following constitutes  
the order of the court. Signed September 23, 2008

  
Marilyn Morgan  
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

In re  
TRIPATH TECHNOLOGY, INC.,  
Debtor.

CASE NO. 07-50358 (MM)  
Chapter: 11

**ORDER GRANTING THE ESTATE'S APPLICATION TO EMPLOY SPECIAL  
LITIGATION COUNSEL FOR D&O LITIGATION**

This Court, having considered the request (the "Request") filed by the Post Effective Date Estate of Tripath Technology, Inc., the debtor in the above-referenced chapter 11 bankruptcy case (the "Estate" or "Debtor"), for entry of an order by default granting the Estate's Application to Employ Special Litigation Counsel For D&O Litigation (the "Application"), and the Declaration of Bruce G. MacIntyre in support thereof, and good cause appearing therefore,

IT IS HEREBY ORDERED that the Estate's Application to employ George S. Trevor and Robert A. Jigarjian as special litigation counsel for D&O litigation as proposed in the Application is granted;

AND IT IS FURTHER ORDERED that the Attorneys' Retainer Agreement attached to the Application is approved.

**\*\* END OF ORDER \*\***

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